

1 HONORABLE THOMAS S. ZILLY  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 3Pak LLC, D/B/A OMA BAP,

11 Plaintiff,

12 v.

13 CITY OF SEATTLE,

14 Defendant.

15 NO. 2:23-cv-00540-TSZ

16 DECLARATION OF SHANE P. CRAMER  
17 IN SUPPORT OF CITY OF SEATTLE'S  
18 MOTION TO DISMISS PLAINTIFF'S  
19 COMPLAINT

20 I, Shane P. Cramer, declare as follows:

21 1. I am one of the attorneys representing the City of Seattle in this action. I am over  
22 age 18, competent to be a witness, and making this declaration based on facts within my own  
23 personal knowledge.

24 2. Attached as **Exhibit 1** is a true and correct copy of an excerpt from the 2015 Seattle  
25 Fire Code. An electronic version of the 2015 Seattle Fire Code is available at  
[https://www.seattle.gov/sdci/codes/codes-we-enforce-\(a-z\)/fire-code#2015seattlefirecode](https://www.seattle.gov/sdci/codes/codes-we-enforce-(a-z)/fire-code#2015seattlefirecode) (last  
accessed May 17, 2023). Exhibit 1 was also filed as part of Exhibit 57 to the Supplemental  
Declaration of Shane P. Cramer in Support of City of Seattle's Reply in Support of Motion for  
Summary Judgment (Dkt. 152) in *Hunters Capital v. City of Seattle*, No. 20-cv-983 (W.D. Wash.).

26 I swear under the penalty of perjury under the laws of the United States that the foregoing

27 DECLARATION OF SHANE P. CRAMER IN SUPPORT OF  
28 CITY'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT - 1  
(Case No. 2:23-cv-00540)

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30 LAW OFFICES  
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33 SEATTLE, WASHINGTON 98104  
34 TEL (206) 623-1700 FAX (206) 623-8717

1 is true and correct.

2 DATED this 18<sup>th</sup> day of May, 2023, at Seattle, Washington.

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4 *s/ Shane P. Cramer*  
5 SHANE P. CRAMER  
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DECLARATION OF SHANE P. CRAMER IN SUPPORT OF  
CITY'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT - 2  
(Case No. 2:23-cv-00540)

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